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13
14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **SAN FRANCISCO DIVISION**

17 JAVIER HERRERA, individually and on
behalf of all others similarly situated,

18 *Plaintiff,*

19 v.

20 CREDIT BUREAU OF NAPA COUNTY,
INC., a California corporation,

21 *Defendant.*
22

Case No. 3:13-cv-00090-SI

**PARTIES' JOINT REPORT REGARDING
STATUS OF SETTLEMENT
PROCEEDINGS AND REQUEST TO
CONTINUE STAY FOR THIRTY DAYS**

Judge: Honorable Susan Illston

1 Plaintiff Javier Herrera and Defendant Credit Bureau of Napa County, Inc. ("CBNC"), by
 2 and through their undersigned counsel, and pursuant to the Court's December 11, 2013 Order
 3 staying this matter pending private mediation (Dkt. 34), hereby submit the instant joint report
 4 regarding the status of settlement proceedings in this matter and state as follows:

5 By Order entered December 11th, the Court stayed this matter pending the Parties'
 6 upcoming private mediation before John B. Bates, Jr. of JAMS (San Francisco) and requested that
 7 the Parties file a joint report following the mediation regarding the status of the potential
 8 settlement. (Dkt. 34.) On January 14th, the Parties proceeded with an all-day mediation before Mr.
 9 Bates and, with his assistance, were able to reach an agreement in principle with respect to the
 10 resolution of Herrera's claims against CBNC in this matter. Since the mediation, Herrera's counsel
 11 has prepared and circulated to counsel for CBNC a draft written settlement agreement for their
 12 review and comments. The Parties anticipate that a written settlement agreement will be finalized
 13 and fully executed within fourteen (14) days of the filing of the instant report, and that all
 14 conditions precedent to the anticipated dismissal of Herrera's claims will be completed within
 15 seven (7) days thereafter.

16 In light of the foregoing and in order to allow them to focus their efforts and resources on
 17 finalizing their settlement, the Parties respectfully request that the Court continue the stay of this
 18 case for an additional thirty (30) days, at which point either Plaintiff Herrera will have voluntarily
 19 dismissed his claims against CBNC or the Parties will inform the Court of the status of settlement
 20 and the need for any further stay to finalize it (if any).

21 Respectfully submitted,

22 **JAVIER HERRERA**, individually and on behalf of
 23 all others similarly situated,

24 Dated: January 23, 2014

By: /s/ Benjamin H. Richman
 One of Plaintiff's Attorneys

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CREDIT BUREAU OF NAPA COUNTY, INC.,

Dated: January 23, 2014

By: /s/ Robert L. Arleo
One of Defendant's Attorneys

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FILER'S ATTESTATION PURSUANT TO CIVIL LOCAL 5-1(i)(3)

I, Benjamin H. Richman, hereby certify that I am the ECF user whose identification and password are being used to file the foregoing ***Parties' Joint Report Regarding Status of Settlement Proceedings and Request to Continue Stay for Thirty Days***, and that the above-referenced signatory has concurred in this filing.

/s/ Benjamin H. Richman